

BOARD OF CHIROPRACTIC EXAMINERS MINUTES

DATE: October 21, 2021

TIME: 8:00 AM CST

LOCATION: Poplar Conference Room
665 Mainstream Dr, 1st Floor
Nashville TN 37243

MEMBERS PRESENT: Curtis Damien, D.C., President
Cole Hosenfeld, D.C., Vice-President
Jason Hulme, D.C., Secretary
Dale Blackwelder, D.C., Board Member
Kara Birdwell, D.C., Board Member

STAFF PRESENT: Noranda French, Board Director
Mary V. Bennett, Board Manager
Sabrina Craig-Boyd, Board Administrator
Kevin Griffin, Associate General Counsel
Elizabeth Danler, Disciplinary Coordinator
Matthew McSpadden, Fiscal Manager

Call to Order

A roll call of Board Members was initiated, by Sabrina Craig-Boyd, Board Administrator. With a quorum present, the meeting started at 8:07am.

Fiscal Report Division of Health Licensure and Regulation

Matthew McSpadden, Fiscal Manager, was present to give the TN Board of Chiropractic Examiners Preliminary Year End 2021 Financial Report.

Tennessee Board of Chiropractors
Actual Revenue and Expenditures
for Fiscal Year ending June 30, 2021

Acct. Code	Description	FY2021	FY2020	FY2019
701	Salaries & Wages	\$ 98,486.00	\$ 67,725.17	\$ 46,630.21
702	Employee Benefits	\$ 43,208.37	\$ 21,508.07	\$ 13,735.48
Payroll Expenditures (701-702)		\$ 141,694.37	\$ 89,233.24	\$ 60,365.69
703	Travel	\$ 185.18	\$ 6,349.79	\$ 10,141.24
704	Printing & Duplicating	\$ -	\$ -	\$ -
705	Utilities & Fuel	\$ -	\$ -	\$ -
706	Communications	\$ 1,331.99	\$ 3,909.20	\$ 1,026.78
707	Maintenance & Repairs	\$ -	\$ -	\$ -
708	Prof. Svc. & Dues	\$ 8,199.62	\$ 5,496.68	\$ 26,518.78
709	Supplies & Materials	\$ 73.75	\$ 656.80	\$ -
710	Rentals & Insurance	\$ -	\$ -	\$ -
711	Motor Vehicle Ops.	\$ -	\$ -	\$ -
712	Awards & Indemnities	\$ -	\$ -	\$ -
713	Grants & Subsidies	\$ -	\$ -	\$ -
714	Unclassified	\$ -	\$ -	\$ -
715	Stores for Resale	\$ -	\$ -	\$ -
716	Equipment	\$ -	\$ -	\$ -
717	Land	\$ -	\$ -	\$ -
718	Buildings	\$ -	\$ -	\$ -
721	Training of State Employees	\$ -	\$ 295.00	\$ 2,245.00
722	Computer Related Items	\$ 331.24	\$ -	\$ -
725	State Prof. Svcs.	\$ 8,451.69	\$ 6,924.89	\$ 6,138.66
Total Other Expenditures (703-725)		\$ 18,573.47	\$ 23,632.36	\$ 46,070.46
Total Direct Expenditures		\$ 160,267.84	\$ 112,865.60	\$ 106,436.15
Allocated Expenditures				
	Administration	\$ 17,669.24	\$ 15,282.86	\$ 14,080.64
	Investigations	\$ 53,598.17	\$ 74,642.56	\$ 53,589.04
	Legal	\$ 48,578.07	\$ 53,824.54	\$ 67,788.77
	Cash Office	\$ 495.39	\$ 504.12	\$ 875.50
Total Allocated Expenditures		\$ 120,340.88	\$ 144,254.08	\$ 136,333.96
Allocated Expenditures				
	Administration	\$ 17,669.24	\$ 15,282.86	\$ 14,080.64
	Investigations	\$ 53,598.17	\$ 74,642.56	\$ 53,589.04
	Legal	\$ 48,578.07	\$ 53,824.54	\$ 67,788.77
	Cash Office	\$ 495.39	\$ 504.12	\$ 875.50
Total Allocated Expenditures		\$ 120,340.88	\$ 144,254.08	\$ 136,333.96
Total Expenditures		\$ 280,608.72	\$ 257,119.68	\$ 242,770.11
Board Fee Revenue		\$ 265,698.01	\$ 263,500.64	\$ 228,905.26
Current Year Net		\$ (14,910.71)	\$ 6,380.96	\$ (13,864.85)
Technology Improvements				
	LARS Improvements	\$ 4,583.07	\$ 646.66	\$ 3,091.37
	Visual Investigator	\$ 352.82	\$ 13,923.67	\$ -
Total Technology Improvements		\$ 4,935.89	\$ 14,570.33	\$ 3,091.37
Cumulative Carryover		\$ 508,899.00	\$ 528,745.60	\$ 536,934.98

Board of Chiropractic Examiners

Ratification

July 10, 2021-October 9, 2021

Newly Licensed Chiropractic Physicians

Barney, Thomas
Battiste, Amari
Bernier, Jaymi
Bezon, Don
Bishop, Erin
Brown, David
Burden, Grace
Campbell, Wyatt
Clabo, Taylor
Crawford, Candice
Davis, Garet
Fowler, Jason
Grove, Emily
Hamlin, Ikeyanna
Harrison, Constance
Hernandez-Guerreo, Ricard
Hickey, Collin
Hurtig, Trevor
Jackson, Marilyn
Jarosinski, Joseph
Marks, Michael
McBurnie, Maddison
McLeighton, Joseph
Patrick, Dean
Penwell, Zachariah
Polivka, Fabiana
Polivka, Frank
Prychitko, Amy
Schutzenhofer, Lydia
Stiles, Benjamin
Swan, Valarie
Thompson, Taylor
Treadway, Brittany
Van Slee, Donald
Williams, Jayda

Reinstated Chiropractic Physicians

Benton, Wesley
Cassriel, Warren
Dawes, Kimberly
Fetzer, William
Gean, Dalton
Holt, Michael
Morris, Kendrick
Oliver, Marc
Payne, Jason
Slater, Jakob

Closed Applications

Burns, Jonathan

Newly Licensed Chiropractic Therapy Assistants

Avery, Hannah
Boyle, Cheyenne
Buchkovich, Simon
Clark, Cabrina
Daniels, Kayla
Jenkins, Paige
McLain, Jenna
Milks, Natoshia
Shelton, Toni
Slater, Ashton
Smith, Allison
Stone, Mary
Talley, Kasey
Vaughn, Jacqueline

Newly Licensed Chiropractic X-Ray Tech.

Dutz, Alyssa

Reinstated Chiropractic Therapy Assistants

McQuesten, Shelby

Close Applications

Duncan, Shellye

Administrative Report

Sabrina Craig-Boyd presented the Administrative Report for the period of July 10, 2021-October 8, 2021.

**BOARD OF CHIROPRACTIC EXAMINERS
ADMINISTRATOR REPORT
October 21, 2021**

This is an administrative report from Sabrina Craig-Boyd, Board Administrator. The information contained in this report will keep the Board aware of all essential activities pertaining to licensure for Chiropractic Examiners.

STATISTICAL DATA

As of October 8, 2021, the Board of Chiropractic Examiners has **1388** active Chiropractic Physicians, **402** Chiropractic Therapy Assistants, and **120** Chiropractic X-Ray Technologists.

LICENSURE STATUS TOTALS FROM THE MONTHS OF
July 10, 2021 – October 8, 2021

CHIROPRACTIC PHYSICIAN	
Total applications received – 231	
New licenses issued – 35	Renewal Total – 165
Reinstatements – 10	Online Renewals – 101
Temp Licenses/Externships- 0/5	Paper Renewals – 64
Licenses Retired – 9	
Failed to Renew/Expired Licensees – 10	
New Acupuncturist- 0	
CHIROPRACTIC THERAPY ASSISTANT	
Total applications received – 67	
New licenses issued – 14	Renewal Total – 28
Reinstatements – 1	Online Renewals – 20
Licenses Retired – 7	Paper Renewals – 8
Failed to Renew/Expired Licensees – 8	
CHIROPRACTIC X-RAY TECHNOLOGIST	
Total applications received – 18	
New licenses issued – 1	Renewal Total – 12
Reinstatements – 0	Online Renewals – 10
Licenses Retired – 2	Paper Renewals – 2
Failed to Renew/Expired Licensees – 4	

For this reporting period, the usage rate for utilizing the online renewal portal for Chiropractic Physicians is 61 %, Chiropractic Therapy Assistants, 71 % and, Chiropractic X-Ray Technologists, 83 %.

Upcoming Board Meeting Dates

January 27, 2022

April 21, 2022

July 21, 2022

October 20, 2022

INTERNET

The Board's internet website is an excellent location to find valuable board information for licensees and applicants. Please visit the site at <https://www.tn.gov/health/health-program-areas/health-professional-boards/chiro-board.html> . Should you have any suggestions or comments, please feel free to contact the Board at 615.741.3807 or unit2hrb.health@tn.gov.

Office of General Counsel Report

Mr. Kevin Griffin, Associate General Counsel, for the Board of Chiropractic Examiners, presented the OGC report. Mr. Griffin began by reading the Conflict-of-Interest Statement. "If you have a personal or financial interest in the outcome of any issue or matter before this board which may suggest a bias on your part, you are asked to state that interest on the record so that a determination can be made as to whether there exists a need for recusal. You are reminded that it is the duty of this board to protect the health, safety, and welfare of the citizens of Tennessee and that the administration of this solemn responsibility is dependent upon avoiding even the appearance of impropriety.

LITIGATION MATTERS: The Office of General Counsel currently has nine (9) open disciplinary cases on eight (8) chiropractic physicians and one chiropractic x-ray technologist (1) pertaining to the Board of Chiropractic Examiners. The Office of General Counsel will be presenting three signed Consent Orders for the Board's consideration.

APPEALS There are no pending appeals from Board action.

CIVIL SUITS None.

RULES: The Office of General Counsel has two rule changes in process, regarding the CTA/CTX rules and the DC rules. The CTA/CXT rule packet is set for a rulemaking hearing. The DC Telehealth rule packet is currently in process.

Mr. Griffin presented the Board with three (3) Consent Orders as follows:

Beth Brown CXT 798-

Stipulation of Facts- From on or about August 31, 2020 until on or about April 28, 2021, Respondent continually practiced on an expired license, for approximately eight (8) months. On or about April 28, 2021, Respondent submitted an application for reinstatement of Respondent's license.

Stipulated Disposition- Respondent's license to practice as a chiropractic x-ray technologist in Tennessee, pursuant to the authority vested in the Board under TENN. CODE ANN. §§ 63-4-114 and 115, shall be and is hereby **REPRIMANDED**, beginning the effective date of the Order. Respondent is assessed eight (8) Type B Civil Penalties in the amount of one hundred dollars (\$100.00) each, for a total of eight hundred dollars (\$800.00), in accordance with TENN. COMP. R. & REGS. 0260-03-.14(4) and shall be paid in full within twelve (12) months from the effective date of this Order.

Notice-The discipline in this Order is formal disciplinary action and will be reported to the National Practitioner Data Bank (NPDB).

Dr. Hosenfeld, made a motion, to accept the consent order as presented. Dr. Blackwelder, seconded the motion. The motion carried.

Kacey Charles DC 3080-

Stipulation of Fact-From on or about April 30, 2019 until on or about January 13, 2021, Respondent continually practiced on an expired license, for approximately twenty-one (21) months.

Stipulated Disposition - Respondent's license to practice as a Chiropractor in Tennessee, pursuant to the authority vested in the Board under TENN. CODE ANN. §§ 63-4-114 and 115, shall be and is hereby **REPRIMANDED**, beginning the effective date of the Order. Respondent is assessed twenty (20) Type B Civil Penalties in the amount of five hundred dollars (\$500.00) each, for a total of ten thousand dollars (\$10,000.00), in accordance with TENN. COMP. R. & REGS. 0260-02-.15(4) and shall be paid in full within twelve (12) months from the effective date of this Order.

Notice-The discipline in this Order is formal disciplinary action and will be reported to the National Practitioner Date Bank (NPDB).

Dr. Hosenfeld, made a motion, to accept the consent order as presented. Dr. Blackwelder, seconded the motion. The motion carried.

Kevin D Malone DC 2143-

Stipulation of Facts-Respondent admitted to a Health Related Boards Investigator that he engaged in a consensual sexual relationship with an adult patient, and they engaged in sexual intercourse in his practice's office.

Stipulated Disposition - Respondent's license to practice as a Chiropractor in Tennessee, pursuant to the authority vested in the Board under TENN. CODE ANN. §§ 63-4-114 and 115, shall be and is hereby placed on **PROBATION**, beginning the effective date of this Order. During the probation, Respondent shall complete a total of two (2) additional hours of Board approved continuing education (CE) as follows: a. Two (2) hours regarding boundaries. Respondent must complete the additional two (2) CE hours within three (3) months from the date of ratification of this Order.

Notice-The discipline in this Order is formal disciplinary action and will be reported to the National Practitioner Date Bank (NPDB).

Dr. Hosenfeld, made a motion, to accept the consent order as presented. Dr. Blackwelder, seconded the motion. The motion carried.

Agreed Citation (s)

Ms. Noranda French, presented the board with two (2) agreed citations as follows:

1. **Kimberly Dawes, DC 2375** - Dr. Dawes, has been issued an agreed citation for practicing on a lapsed license for two (2) months. She has waived her right to a formal hearing, paid the fine of \$1000, and has agreed to the terms of the citation.

Dr. Blackwelder, made a motion, to accept the agreed citation as presented. Dr. Hulme, seconded the motion. The motion carried.

2. **Jakob Slater, DC3259-** Dr. Slater, has been issued an agreed citation for practicing on a lapsed license for two (2) months. He has waived his right to a formal hearing, paid the fine of \$1000, and has agreed to the terms of the citation.

Dr. Blackwelder, made a motion, to accept the agreed citation as presented. Dr. Hulme, seconded the motion. The motion carried.

Break – Resumed at 9:01am

Mr. Griffin, presented the Board with two items to vote on before beginning the rulemaking hearing. Statement of Economic Impact on Small Businesses and Regulatory Flexibility Analysis.

Dr. Blackwelder, made a motion, to accept the Regulatory Flexibility Analysis. Dr. Hosenfeld, seconded the motion. The motion carried.

Mr. Griffin will present the Statement of Economic Impact, later in this meeting.

Mr. Griffin, called the Rulemaking Hearing to order with a roll call vote of all Board members. With all members present, the hearing began.

Substance of Proposed Rules

Rule Chapter 0260-03 General Rules Governing Chiropractic X-Ray Technicians Amendments

Rule 0260-03-.01 - No Public Comment.

(16) Physician – A chiropractic physician licensed in the state of Tennessee or medical or osteopathic physician working in a chiropractic practice.

Dr. Hosenfeld, made a motion, to change Rule 0260-03-.01 (16) to define Physician as “A chiropractic, medical, or osteopathic physician licensed in the state of Tennessee.”

Dr. Hulme, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.02 - Public Comment-Tiffany Stevens, with the TN Chiropractic Association requested clarity on the proposed change. No other public comment.

- (1) Any person who possesses a valid unsuspended and unrevoked certificate has the right to use the title certified chiropractic x-ray technologist. No other person shall assume this title on any work, letter, sign, figure, advertisement, or device to indicate that the person using the same is a certified chiropractic x-ray technologist. The work performed includes chiropractic x-ray technologist advice and services, specifically and only on order from a duly licensed chiropractic physician.*

Dr. Hosenfeld, made a motion, to delete “chiropractic” from the last line of Rule 0260-03-.02. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.03 - No Public Comment.

No changes requested for this section of the proposed rules.

Rule 0260-03-.04 - No Public Comment.

(2)(e)(2)

Dr. Blackwelder, made a motion, to change reference to American Registry of Radiological Technologist to American Registry of Radiologic Technologist. Dr. Hosenfeld, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.04 - No Public Comment.

(1)(e) *Pass to the satisfaction of the board an examination conducted to determine the fitness for practice as a chiropractic technologist pursuant to rule 0260-03-.08. The candidate must complete the approved course of study and pass the licensure examination before beginning the internship hours.*

Dr. Hosenfeld, made a motion, to change a grammatical error adding a “comma” to the first line. “board, an”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.04 - No Public Comment.

(2)(c) *Be a graduate of a college, high school or high school equivalent.*

Dr. Hosenfeld, made a motion, to change a grammatical error adding a “comma” to the rule. “school, or high school”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.04 - Public Comment by Tiffany Stevens:

(3) *If an applicant holds or possess an unencumbered certificate to practice radiography that has been granted by the Tennessee Board of Medical Examiners or the Tennessee Boar of Osteopathic Examination or the Tennessee Radiologic Imaging and Radiation Therapy Board of Examiners with modules in spine and extremities a certification by Reciprocity /Endorsement to practice as a chiropractic x-ray technologist may be granted.*

Dr. Hosenfeld, made a motion, to change a grammatical error adding a “comma” to the rule. “and extremities, a certification”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.05 - Public comment presented by Kevin Griffin:

(2)(m)(2) Proposed change American Registry of Radiological Technologist to American Registry of “Radiologic” Technologist.

Dr. Hosenfeld, made a motion, to make change as requested. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.05 - No Public Comment.

(2)(i) *If a certificate from another state or board is not in good standing or is inactive the applicant cannot be certified under the reciprocity/endorsement rule.*

Dr. Hosenfeld, made a motion, to change a grammatical error adding a “comma” to the rule. “inactive, the applicant”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.06 - Public Comment from Tiffany Stevens, regarding fee schedule changes. Initial motions made by Dr. Hosenfeld, and seconded, by Dr. Hulme have been updated as noted below.

Dr. Hosenfeld, made a motion, to fee schedule as shown below. Dr. Blackwelder, second the motion. All in favor, none opposed. The motion carried.

Chiropractic X-Ray Technologist Fee Schedule Amount

0260-03-.06(5)(a) Application	\$150
(b)Late Fee	\$100
(c)Renewal	\$100
(d)Reciprocity	\$100
(e)Replacement Cert	\$75
(f)State Regulatory Fee	\$10

Dual License Fee Schedule Amount

0260-03-06(6)(a) Application	\$150
(b) Late Fee	\$100
(c) Renewal	\$100
(d) Reciprocity	\$100
(e) Replacement Cert	\$75
(f) State Regulatory Fee	\$10

Rule 0260-03-.07 - No Public Comment:

(7)(a) An application shall be deemed abandoned and closed if the application has not been completed by the applicant within 60 days after the applicant’s receipt of the nullification.

Dr. Hosenfeld, made a motion, to replace “nullification” with “notification”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.08

(1) State Board Examination- Applicants for certification will be required to successfully complete a board-approved examination with a score of seventy-five (75%) or higher.

Dr. Hosenfeld, made a motion, to change rule to read “State Board Examination- Applicants for certification will be required to have successfully completed and passed a board-approved examination.” Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

(2) Examinations and re-examinations may be performed by the American Chiropractic Registry of Radiologic Technologist Tennessee Chiropractic Association, and may be delegated as determined

by the board as its certification examination. Application to sit for the examination must be submitted directly to the examining agency.

Dr. Hosenfeld, made a motion, to correct grammar adding “or” to the rule. “*Radiologic Technologists or Tennessee Chiropractic Association*”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-03-.12 - No Public Comment.

(3)(c) Whenever the Board decides that there is information that is crucial for certificate holders to have it may prepare and send that information to all continuing education providers in a format no larger than two (2) pages.

Dr. Hosenfeld, made a motion, to change a grammatical error adding a “comma” to the rule. “to have, it may prepare”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

With no further change proposals for the Chiropractic X-Ray Technologist rules, Dr. Blackwelder, made a motion, to accept all proposed changes as previously stated. Dr. Hulme, seconded the motion. All in favor, none opposed. The motion carried.

Rule Chapter 0260-05
General Rules Governing Chiropractic Therapy Assistants
Amendments

Rule 0260-05-.01 - No Public comment.

(19) Supervision of Certificate Holders- The ongoing, direct review, for the purpose of training and teaching, by as physician. The supervisor provides regular face-to-face guidance and instruction with respect tot eh skills and competencies of the certificate holder.

(21) Supervisor- Licensed physician.

Dr. Hosenfeld, made a motion, to change a grammatical error on subsection (19). “for the purpose of training and teaching, by a physician.”. Dr. Hosenfeld, a made motion, on subsection (21). “license physician with respect to Interns, a certified chiropractic therapy assistant.”

Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 0260-05-.02 - No Public Comment.

(1)(b) The employing chiropractic physician(s), or chiropractic physician designated by the employing chiropractic physician(s) as a substitute supervisor, shall exercise close supervision and assume full control and responsibility for the services provide by any person certified under this chapter of rules employed in the chiropractic physician(s') practice. This supervision, control and responsibility does not require the physical presence of the chiropractic physician(s) at all time at the site where the services are being provided. However, it does require that the chiropractic physician(s) have his/her

primary practice physically located within the boundaries of the state of Tennessee and that he/she shall be available by phone or other electronic means and physically present at the site where the services are being provided within a reasonable amount of time.

Dr. Hosendfeld, made a motion, to correct a “spelling” error. “primary practice physically located within the boundaries of the state of Tennessee”. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried

Rule 0260-02-05-.04 - No Public Comment.

*(1)(c) Be a graduate of a college, high school or high school equivalent
(1)(g) Persons who have completed the education requirements, passed the examination and are in process of completing clinical internship shall be able to perform services as directed by a Tennessee licensed physician pursuant to the following.*

Dr. Hosenfeld, made a motion, to change (1)(c) to reflect “Be a graduate of a college, or high school, or have a high school equivalent.” (1)(g) “passed the examination and are in the process of completing”. Dr. Hulme, seconded the motion. All in favor, none opposed. The motion carried.

*(1)(g)(5) A list of those persons while in a clinical internship shall be provided by the examining body and be maintained by the board and listed on the board's website.
(2)(c) Be a graduate of a college, high school or high school equivalent.*

Dr. Hosenfeld, made a motion, to correct spelling error on (1)(g)(5), “internship shall be provided by the examining body”. (2)(c) Be a graduate of a college, or high school or have a high school equivalent. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

Rule 2260-05-.06 No Public Comment

After amending his first motion, Dr. Hosenfeld, made a motion, to fee schedule as shown below. Dr. Blackwelder, second the motion. All in favor, none opposed. The motion carried.

Chiropractic Therapy Assistants Fee Schedule Amount	
0260-05-.06(5)(a) Application	\$150
(b) Late Fee	\$100
(c) Renewal	\$100
(d) Reciprocity	\$150
(e) Replacement Cert	\$75
(f) State Regulatory Fee	\$10

Dual License Fee Schedule Amount	
0260-05-.06 (a) Application	\$150
(b) Late Fee	\$100

(c)Renewal	\$100
(d)Reciprocity	\$100
(e)replacement Cert	\$75
(f)State Regulatory Fee	\$10

Rule 0260-05-.12 - No Public Comment.

(4)(a) A licensee must, within (thirty) 30 days of a request from the board, provide evidence of Continuing education activities. Such evidence must be copies of one (1) or more of the Following:

Dr. Hosenfeld, made a motion, to correct change the rule to reflect “within 30 (thirty) days”. Dr. Blackwelder seconded the motion. All in favor, no opposed. The motion carried.

Board Member roll call was called before final motions to accept all changes as discussed during this meeting.

Dr. Blackwelder made a motion, to accept all changes to both CTA and CXT rules. Dr. Hulme, seconded the motion. All in favor, no opposed. The motion carried.

Dr. Hosenfeld, made a motion, to accept the Economic Impact Statement as presented. Dr. Blackwelder, seconded the motion. All in favor, none opposed. The motion carried.

After a short recess, the board reconvened at 11:13 am CST.

Office of Investigations Report

Ms. Elizabeth Danler, Disciplinary Coordinator, presented the Board with the Office of Investigations Report.

Office of Investigations: Summary of Currently Monitored Providers
October 2021 Disciplinary Report for the Board of Chiropractic Examiners

Summary: This report provides the total number of licensees currently being monitored for discipline. These numbers include licensees who have been reprimanded, are on probation, have had their license suspended, revoked, or have surrendered due to disciplinary board order.

If licensees are noncompliant, further action is taken:

- Violations of board order are processed, and the licensee may incur further discipline.
- Licensees who have revoked, who have surrendered their license or are currently expired are referred to the Attorney General’s office for collection of any nonpayment of civil penalties or case costs.

Total number of Chiropractic Physicians being monitored for discipline: 16

Total number of Chiropractic Therapy Assistants being monitored for discipline: 0

Statistical Complaint Report:**Chiropractic Physicians YTD**

New Complaints	44
Total Closed Complaints	30
Closed-Insufficient	5
Closed-BIV, EMS, HCF, AW	9
Complaint Closed	6
Closed-Ltr Concern	4
Closed-Ltr Warning	6

Fraud/False Billing	3
Sexual Misconduct	1
Advertising	1
Malpractice/Negligence	1
Unprofessional Conduct	27
Lapsed License	3
Practice Beyond Scope	2
Outside INV Scope	3
Covid 19	3

Chiropractic Therapy Assts. YTD

New Complaints	4
Total Closed Complaints	21

Unlicensed Practice	4
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Chiropractic X-Ray Tech YTD

New Complaints	1
Total Closed Complaints	4
Closed BIV, EMS, HCF, AW	2

Lapsed License	1
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Correspondence

Ms. French presented the board with one correspondence for the Board to review.

- A. Wilford, Rachel- CXT Intern requesting additional time to complete 1040 Intern hours. Dr. Blackwelder, made a motion, to grant Ms. Wilford a six (6) month extension to complete the hours. Dr. Hulme, seconded the motion. The motion carried.

- B. Tomanelli, Douglas DC- Dr. Blackwelder, made a motion, to return Dr. Tomanelli's license to unencumbered status. Dr. Hosenfeld, seconded the motion. The motion carried.

Legislation

None to present.

Old and New Business

Marcia Mann, with CE Broker, was present at this meeting to discuss items on how CE Broker can assist the Board with approval of continuing education courses through their website.

Dr. Blackwelder, made a motion, to allow Dr. Hosenfeld to meet with Board Director, Noranda French to work on a set criterion regarding continuing education approval and reporting. Dr. Hulme, seconded the motion. The motion carried.

-Short discussion on current PACE Pre-Check courses.

-Ratification of 2023 Meeting Dates:

January 12

April 13

July 13

October 12

The board requested a change to January and October meeting dates. Dates to be resubmitted at the January 27, 2022 board meeting.

Ms. French advised the board to submit their information on possible 2022 conference travel.

Adjourn

With no other business to discuss, Dr. Blackwelder, made motion to adjourn the meeting at 12:30 p.m. Dr. Hulme, seconded the motion. The motion carried.

THESE MINUTES WERE RATIFIED AT THE JANUARY 27, 2022 BOARD MEETING.